

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HOUSE BILL 2485

AN ACT

REPEALING SECTION 45-596, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2006,
CHAPTER 56, SECTION 2; AMENDING TITLE 45, CHAPTER 2, ARTICLE 10, ARIZONA
REVISED STATUTES, BY ADDING SECTION 45-596.01; RELATING TO THE GROUNDWATER
CODE; PROVIDING FOR CONDITIONAL ENACTMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Repeal

3 Section 45-596, Arizona Revised Statutes, as amended by Laws 2006,
4 chapter 56, section 2, is repealed.

5 Sec. 2. Title 45, chapter 2, article 10, Arizona Revised Statutes, is
6 amended by adding section 45-596.01, to read:

7 45-596.01. Additional information required with notice of
8 intention to drill well to pump Colorado river
9 water; exception

10 IN ADDITION TO THE INFORMATION REQUIRED BY SECTION 45-596, A PERSON WHO
11 FILES A NOTICE OF INTENTION TO DRILL A WELL THAT WILL PUMP COLORADO RIVER
12 WATER SHALL INCLUDE WITH THE NOTICE PROOF THAT THE DIRECTOR DETERMINES TO BE
13 SATISFACTORY THAT THE PERSON HAS THE LEGAL RIGHT TO USE COLORADO RIVER WATER.
14 THIS SECTION DOES NOT APPLY TO A PROPOSED WELL THAT WILL HAVE A PUMP WITH A
15 MAXIMUM CAPACITY OF NOT MORE THAN THIRTY-FIVE GALLONS PER MINUTE AND THAT
16 WILL BE USED FOR THE SUPPLY, SERVICE AND ACTIVITIES OF HOUSEHOLDS AND PRIVATE
17 RESIDENCES, INCLUDING THE APPLICATION OF WATER TO LESS THAN TWO ACRES OF LAND
18 TO PRODUCE PLANTS OR PARTS OF PLANTS FOR SALE OR HUMAN CONSUMPTION OR FOR USE
19 AS FEED FOR LIVESTOCK, RANGE LIVESTOCK OR POULTRY, AS THOSE TERMS ARE DEFINED
20 IN SECTION 3-1201.

21 Sec. 3. Effective date; condition; notice

22 A. Section 45-596.01, Arizona Revised Statutes, as added by this act,
23 does not become effective until thirty days after the date final regulations
24 for administering entitlements to Colorado river water in the lower Colorado
25 river basin are published in the federal register.

26 B. The director of water resources shall promptly provide written
27 notice to the secretary of state and the executive director of the Arizona
28 legislative council of the date final regulations for administering
29 entitlements to Colorado river water in the lower Colorado river basin are
30 published in the federal register.